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HOUSE BILL 431

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Thomas A. Garcia

AN ACT

RELATING TO THE ENVIRONMENT; ENACTING A NEW SECTION OF THE AIR QUALITY CONTROL ACT; PROVIDING FOR THE COLLECTION OF FEES TO SUPPORT THE REASONABLE COSTS OF A GREENHOUSE GAS EMISSIONS REPORTING AND REGISTRY PROGRAM; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Air Quality Control Act is enacted to read:

"[NEW MATERIAL] GREENHOUSE GAS EMISSIONS REPORTING AND REGISTRY PROGRAM--FEES.--

A. The environmental improvement board or the local board may adopt rules for and a schedule of fees sufficient to cover the reasonable cost of:

(1) preparing and maintaining a greenhouse gas emissions inventory; and

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 (2) developing and maintaining a greenhouse
2 gas emissions reporting and registry program.

3 B. Fees collected pursuant to this section shall be
4 deposited in:

5 (1) the state air quality permit fund created
6 pursuant to Section 74-2-15 NMSA 1978 if collected by the
7 department; or

8 (2) a fund created pursuant to Section 74-2-16
9 NMSA 1978 if collected by a local agency pursuant to a permit
10 regulation adopted by the local board pursuant to this section.

11 C. As used in this section:

12 (1) "greenhouse gas" means carbon dioxide,
13 methane, nitrous oxide, hydrofluorocarbons, perfluorocarbons or
14 sulfur hexafluoride; and

15 (2) "greenhouse gas emissions reporting and
16 registry program" means a system that provides for the annual
17 tracking and verification of greenhouse gas emissions and
18 emission reductions from entities."

19 Section 2. EFFECTIVE DATE.--The effective date of the
20 provisions of this act is July 1, 2007.